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DATE: December 15, 2004

PAGES (INCLUDING COVER): 14

TO: Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FAX: 703-872-9306

FROM: Charles L. Leeck
Reg. No. 50,343

Please see attached Transmittal, Fee Transmittal and Response to Office Action for the following Patent:

Application No. : 10/605,117
Applicant : ZIMMERLEE, James
Filed : September 9, 2003
TC/A.U. : 3671
Examiner : Alexandra K. Pechhold
Docket No. : 069842-0004
Customer No. : 20572
Title : PIER SYSTEM AND METHOD OF CONSTRUCTION

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PTO/SF/01/009-04

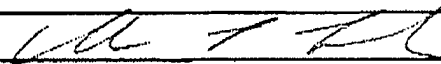
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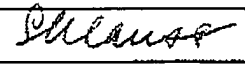
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TRANSMITTAL FORM	Application Number	10/605 117	
	Filing Date	September 9, 2003	
	First Named Inventor	ZIMMERLEE, James	
	Art Unit	3071	
	Examiner Name	Amanda K. Peckhold	
(to be used for all correspondence after initial filing)		Attorney Docket Number	00042 0004
Total Number of Pages in This Submission		13	

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> For Transmittal Form <input type="checkbox"/> For Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Godfrey & Kahn		
Signature			
Printed name	Charles L. Loock		
Date	December 15, 2004	Reg. No.	50,343

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Stephanie Klausner	Date 12-15-04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v7)

Approved for use through 03/31/2004. OMB 0831-0032
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Effective on 12/01/2004 Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818): <h2 style="text-align: center;">FEE TRANSMITTAL</h2> <h3 style="text-align: center;">For FY 2005</h3>		Complete if Known Application Number: 10/605,117 Filing Date: September 9, 2003 First Named Inventor: ZIMMERLEE, James Examiner Name: Alexandra K. Pechhold Art Unit: 3671 Attorney Docket No: 069842-0004	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT	(\$)	0.00	

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input checked="" type="checkbox"/> Other (please identify): Any fees that are required	
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For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
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FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
Fee Description		Fee (\$)		Small Entity Fee (\$)			
Each claim over 20 (including Reissues)		50		25			
Each independent claim over 3 (including Reissues)		200		100			
Multiple dependent claims		360		180			
Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims			
- 20 or HP =		x	=	Fee (\$)		Fee Paid (\$)	
HP = highest number of total claims paid for, if greater than 20							
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)				
- 3 or HP =		x	=				
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(n)(1)(G) and 37 CFR 1.16(s).							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)			
- 100 =		/ 50 =	(round up to a whole number) x	=			
4. OTHER FEE(S)							
Non-English Specification, \$130 fee (no small entity discount)				Fees Paid (\$)			
Other (e.g., late filing surcharge):							

SUBMITTED BY		
Signature	Registration No. (Attorney/Agent) 50,743	Telephone 414 277-7500
Name (Print/Type) Charles L. Leach	Date December 15, 2004	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Application No. 10/605,117
Amended October 15, 2004
Reply to Office Action of September 15, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Zimmerlee, James D.
Application Number : 10/605,117
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Title : PIER SYSTEM AND METHOD OF CONSTRUCTION
Attorney Docket No. : 069842-0004
Examiner : Alexandra K. Pechhold
Group Art Unit : 3671

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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By:	<i>Sklaus</i>
Name:	<i>Stephanie Klausner</i>

AMENDMENT AND RESPONSE

Madam:

In response to the Office Action mailed September 15, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the Listing of Claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.